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MAR 09 2007

**OFFICE OF PETITIONS**Docket No.: 070702007200  
(PATENT)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Selena CHAN et al.

Allowed: December 13, 2006

Application No.: 10/748,390

Confirmation No.: 8160

Filed: December 29, 2003

Art Unit: 1641

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For: DETECTION OF BIOMOLECULES USING  
POROUS BIOSENSORS AND RAMAN  
SPECTROSCOPY

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Examiner: N. C. Yang

**PETITION TO WITHDRAW APPLICATION FROM  
ISSUE PURSUANT TO 37 CFR 1.313(c)(2)**MS 313(c)  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Petitioner hereby petitions the Commissioner to withdraw the above-identified application from issue. The Issue Fee in this application was timely paid on January 31, 2007.

Please charge our Deposit Account No. 03-1952 in the amount of \$130.00 covering the fee set forth in 37 CFR 1.17(h).

Petitioner respectfully petitions that the above-identified application be withdrawn from issue in order to permit consideration of a submission under 37 CFR 1.114 (Request for Continued Examination with an Information Disclosure Statement) a copy of which is enclosed.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this

03/09/2007 CKHLOK 00000017 031952 10748390

01 FC:1464 130.00 DA  
va-196608

Application No.: 10/748,390

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application by this firm) to our Deposit Account No. 03-1952, under Order No. 070702007200. A duplicate copy of this paper is enclosed.

Dated: March 9, 2007

Respectfully submitted,

By *Raj S. Davé* #43,636  
Raj S. Davé

Registration No.: 42,465  
MORRISON & FOERSTER LLP  
1650 Tysons Blvd, Suite 300  
McLean, Virginia 22102  
(703) 760-7755

va-196608

PTO/SB/17 (07-06)

Approved for use through 01/31/2007. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). <b>FEE TRANSMITTAL</b> <b>For FY 2006</b>		Complete if Known Application Number 10/748,390 Filing Date December 29, 2003 First Named Inventor Selena CHAN Examiner Name N. C. Yang Art Unit 1641 Attorney Cocket No. 070702007200	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		MAR 09 2007 OFFICE OF PETITIONS	
TOTAL AMOUNT OF PAYMENT (\$ 920.00			

METHOD OF PAYMENT (check all that apply)	
<input type="checkbox"/> Check <input checked="" type="checkbox"/> Deposit Account <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify):	Deposit Account Number: 03-1952 Deposit Account Name: Morrison & Foerster LLP
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17	<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee <input checked="" type="checkbox"/> Credit any overpayments

FEE CALCULATION							
1. BASIC FILING, SEARCH, AND EXAMINATION FEES							
Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
2. EXCESS CLAIM FEES							Small Entity
Fee Description							Fee (\$)
Each claim over 20 (including Reissues)							50
Each independent claim over 3 (including Reissues)							200
Multiple dependent claims							360
Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)		Multiple Dependent Claims		
					Fee (\$)	Fee Paid (\$)	
HP = highest number of total claims paid for, if greater than 20.							
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)				
HP = highest number of independent claims paid for, if greater than 3.							
3. APPLICATION SIZE FEE							
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(c)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).							
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof		Fee (\$)	Fee Paid (\$)		
- 100 = /50 (round up to a whole number) x =							
4. OTHER FEE(S)							Fees Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)							
Other (e.g., late filing surcharge): 1801 Request for continued examination (RCE) (see 37 ...							790.00
1464 Petitions to the Director not specifically provided for...							130.00

SUBMITTED BY			
Signature	<i>Raj S. Davé</i> # 43,636	Registration No. (Attorney/Agent)	42,465
Name (Print/Type)	Raj S. Davé	Telephone	(703) 760-7755
		Date	March 9, 2007

va-196606

PTO/SB/97 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

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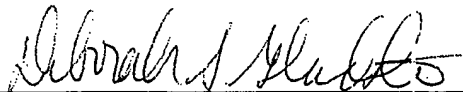
Application No. (if known): 10/748,390

Attorney Docket No.: 070702007200

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I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on March 9, 2007  
Date



#43,636

Signature

Raj S. Davé

Typed or printed name of person signing Certificate

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Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Request for Continued Examination (RCE) Transmittal (1 page)  
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Petition to Withdraw from Issue (2 pages)  
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Form PTO-1449 (1 page)  
Cited Reference (34 pages)

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**FAX TRANSMISSION****OFFICE OF PETITIONS****DATE:** March 9, 2007**PTO IDENTIFIER:** Application Number 10/748,390**Inventor:** Selena CHAN et al.**MESSAGE TO:** US Patent and Trademark Office, Office of Petitions**FAX NUMBER:** (571) 273-0025**FROM:** MORRISON & FOERSTER LLP

Raj S. Davé

**PHONE:** (703) 760-7755**Attorney Dkt. #:** 070702007200**PAGES (Including Cover Sheet):** 43**CONTENTS:**

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